

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

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In re:

BG PETROLEUM, LLC

Case No.: 13-70334-JAD

Chapter 7

Debtor.

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THE ESTATE OF BG PETROLEUM, BY  
AND THROUGH CHAPTER 7 TRUSTEE,  
LISA SWOPE, AND TIMCO, LTD.,

*Plaintiffs,*

v.

Adversary No.: 19-07014-JAD

BG PETROLEUM, LLC, *et al.*

*Defendants.*

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**NOTICE OF APPEAL**

Plaintiffs, The Estate of BG Petroleum, by and through Chapter 7 Trustee, Lisa Swope, and Timco, Ltd., hereby notice their appeal of the Order (D.E. 406), entered February 22, 2002, denying Plaintiffs' motion for leave to file their proposed Fifth Amended Complaint and dismissing with prejudice Plaintiffs' claims against Defendant, Community State Bank of Orbisonia, in this Adversary Proceeding.

**Part 1: Identify the appellant(s)**

1. Appellants are The Estate of BG Petroleum, by and through Chapter 7 Trustee, Lisa Swope, and Timco, Ltd.

2. Appellants are Plaintiffs in the Adversary Proceeding that is the subject of this appeal.

**Part 2: Identify the subject of this appeal**

Plaintiffs appeal from the Order Denying the Plaintiffs' Motion for Leave to File Fifth Amended Adversary Complaint (D.E. 406), entered February 22, 2022, denying Plaintiffs' motion for leave to file their proposed Fifth Amended Complaint and dismissing with prejudice Plaintiffs' claims against Defendant, Community State Bank of Orbisonia, in this Adversary Proceeding.

**Part 3: Identify the other parties to the appeal**

List the names of all parties to the judgment, order, or decree appealed from and the names, addresses, and telephone numbers of their attorneys (attach additional pages if necessary):

Party	Counsel
The Estate of BG Petroleum, by and through Chapter 7 Trustee, Lisa Swope	<p>Matthew M. Herron  <b>HERRON BUSINESS LAW</b>  607 College Street, Suite 101  Pittsburgh, PA 15232  <a href="mailto:mmh@herronbiz.com">mmh@herronbiz.com</a>  Phone: (412) 395-6001</p> <p>Mitchell J. Rotbert  <b>ROTBERT BUSINESS LAW P.C.</b>  9059 Shady Grove Court  Gaithersburg, Maryland 20877  <a href="mailto:mitch@robertlaw.com">mitch@robertlaw.com</a>  Phone: (240) 477-4778</p>

Party	Counsel
Timco, Ltd.	<p>Matthew M. Herron  <b>HERRON BUSINESS LAW</b>  607 College Street, Suite 101  Pittsburgh, PA 15232  <a href="mailto:mmh@herronbiz.com">mmh@herronbiz.com</a>  Phone: (412) 395-6001</p> <p>Mitchell J. Rotbert  <b>ROTBERT BUSINESS LAW P.C.</b>  9059 Shady Grove Court  Gaithersburg, Maryland 20877  <a href="mailto:mitch@robertlaw.com">mitch@robertlaw.com</a>  Phone: (240) 477-4778</p>
Community State Bank of Orbisonia	<p>Lindsey E. Snavelly  Kate Deringer Sallie  <b>PILLAR AUGHT LLC</b>  4201 E. Park Circle  Harrisburg, PA 17111  <a href="mailto:lsnavely@pillaraught.com">lsnavely@pillaraught.com</a>  <a href="mailto:ksallie@pillaraught.com">ksallie@pillaraught.com</a>  Phone: (717) 308-9910</p>

**Part 4: Not applicable**

Date: March 7, 2022

RESPECTFULLY SUBMITTED,

/s/ Matthew M. Herron  
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Date: March 7, 2022

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